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Page 1 of: 4

Attention: EXAMINER STEPHEN E. JONES

From: SMART & BIGGAR

Your file no.: 09/865,680

Reply to Ottawa file no.: 78848-19

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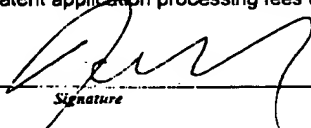
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AMENDMENT TRANSMITTAL LETTER (Large Entity)				RECEIVED FEB 17 2003 Docket No. 788419 /ala PATENT & TRADEMARK OFFICE	
Applicant(s): JEFFREY H. BENNETT, ET AL.					
Serial No. 09/865,680	Filing Date 05/29/01	Examiner Stephen E. Jones	Group Art 2817		
Invention: INPUT POWER LIMITER FOR A MICROWAVE RECEIVER					
<u>TO THE ASSISTANT COMMISSIONER FOR PATENTS:</u>					
Transmitted herewith is an amendment in the above-identified application.					
The fee has been calculated and is transmitted as shown below.					
CLAIMS AS AMENDED					
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	24 -	24 =	0 x	\$18.00	\$0.00
INDEP. CLAIMS	3 -	3 =	0 x	\$84.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$0.00
<input checked="" type="checkbox"/> No additional fee is required for amendment. <input type="checkbox"/> Please charge Deposit Account No. _____ in the amount of _____ A duplicate copy of this sheet is enclosed. <input type="checkbox"/> A check in the amount of _____ to cover the filing fee is enclosed. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 19-2550 A duplicate copy of this sheet is enclosed. <input checked="" type="checkbox"/> Any additional filing fees required under 37 C.F.R. 1.16. <input checked="" type="checkbox"/> Any patent application processing fees under 37 CFR 1.17.					
 Signature			Dated: February 17, 2003		
James McGraw (Reg. No. 28,168) Customer No. 07300 SMART & BIGGAR P.O. Box 2999, Station D 900-55 Metcalfe Street Ottawa, Ontario K1P 1Y6 Canada					
I certify that this document and fee is being deposited on _____ with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231. _____ Signature of Person Mailing Correspondence _____ Typed or Printed Name of Person Mailing Correspondence					
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
ATTORNEY DOCKET NO: 78848-19

APPLICATION OF JEFFREY H. BENNETT ET AL) Art Unit: 2817
SERIAL NO: 09/865,680) Examiner: S. E. JONES
FILED: MAY 29, 2001)
FOR: INPUT POWER LIMITER FOR A)
MICROWAVE RECEIVER)

Assistant Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

This is in reply to the Office Action mailed January 23, 2003 in connection with the application identified above.

The Applicant elects, with traverse, Species II, corresponding to Fig. 4 as indicated in the Action, for prosecution on the merits in the event that no generic claim is finally held to be allowable. All of claims 1 to 24 apply to this elected Species. In addition to claims 18 and 24 identified in the Action as appearing to be generic, claim 1 is generic to the identified Species.

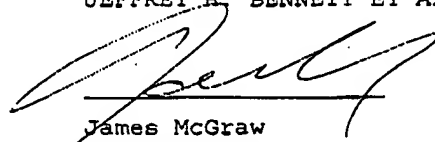
The Applicant respectfully traverses the Election/Restriction requirement in the Action. The claims do not have a genus/plural species relationship as contemplated by the provisions of US patent law relating to election and restriction. For example, the embodiments of the invention illustrated in Figs. 3 and 4 are not separate species but alternatives in which the

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capacitance of each transmission line section is formed only partly (Fig. 3) or entirely (Fig. 4) by the capacitance of the diodes, as stated in the description relating to these Figures.

Respectfully submitted,

JEFFREY H. BENNETT ET AL


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Dated: February 17, 2003
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